



JC02 Rec'd PCT/PTC 31 AUG 2005 #6

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Attorney Docket No.: 43279.52.3

OSSE, et al.

Application No.: 10/509,826

Filed: September 30, 2004

Group Art Unit: *Unknown.*

For: VENOUS BI-VALVE

RESPONSE TO NOTICE OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371
IN THE UNITED STATES DESIGNATED/ELECTED OFFICE

Mail Stop MISSING PARTS
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Notice of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office mailed June 27, 2005, submitted herewith is an executed Declaration. Applicant is entitled to small entity status in accordance with 37 CFR 1.27. A check in the amount of \$280 is enclosed to cover the surcharge, and filing fee. The Commissioner is hereby authorized to grant any extensions of time and to charge any fees under 37 C.F.R. §§ 1.16 and 1.17 that may be required during the entire pendency of this application to Deposit Account No. 06-1910.

Entry of these documents should complete all of the filing formalities and fully satisfy all requirements of the Notice to File Missing Parts. Accordingly, examination and allowance of this application in due course are respectfully solicited.

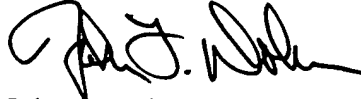
09/08/2005 LLANDGRA 00000068 10509826

01 FC:2615 100.00 DP
02 FC:2616 180.00 DP

Application No. 10/509,826

The Commissioner is hereby authorized to charge any underpayment or credit any overpayment to Deposit Account No. 06-1910.

Respectfully submitted,



John F. Dolan

Registration No. 45,382

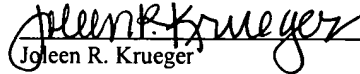
Customer No. 22859
 Fredrikson & Byron, P.A.
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 Telephone: (612) 492-7000
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Please grant any extension of time necessary for entry; charge any fee due to Deposit Account No. 06-1910.

CERTIFICATE OF MAILING

I hereby certify that this document is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 on

August 29, 2005
 Date of Deposit


 Joleen R. Krueger



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
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www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/509,826	Francisco J Osse	43279.52.3

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INTERNATIONAL APPLICATION NO.	
PCT/US03/05107	
LA. FILING DATE	PRIORITY DATE
02/20/2003	02/20/2002

CONFIRMATION NO. 1056
371 FORMALITIES LETTER



OC000000016386122

Date Mailed: 06/27/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 09/30/2004
- Copy of the International Search Report filed on 09/30/2004
- Request for Immediate Examination filed on 09/30/2004
- U.S. Basic National Fees filed on 09/30/2004
- Priority Documents filed on 09/30/2004

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Additional claim fees of **\$280** as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$280** for a Small Entity:

- Total additional claim fee(s) for this application is **\$ 280**

RECEIVED

JUL 01 2005

INTELLECTUAL PROPERTY DEPARTMENT

Response due: 8.27.05 Missing Parts

Docketed 7.2.05 ds

- \$100 for 17 total claims over 20.
- \$180 for multiple dependent claim surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

CHARITTA A BURT

Telephone: (703) 308-9140 EXT 207

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/509,826	PCT/US03/05107	43279.52.3

FORM PCT/DO/EO/905 (371 Formalities Notice)